

John S. Stolz  
Partner

65 Livingston Avenue  
Roseland, NJ 07068  
T 973 597 6228  
F 973 597 6229  
jstolz@lowenstein.com

April 6, 2017

VIA EMAIL ([FAJARDO.JUAN@EPA.GOV](mailto:FAJARDO.JUAN@EPA.GOV))  
VIA FEDEX

Juan Fajardo, Esq.  
Office of Regional Counsel  
New Jersey Superfund Branch  
U.S. Environmental Protection Agency  
Region 2  
290 Broadway, 17th Floor  
New York, NY 10007-1866

**Re: Election to Accept Cash Out Settlement Offer for Diamond Alkali Superfund Site  
Lower 8.3 Miles of Lower Passaic River; Essex and Hudson Counties, New Jersey**

Dear Mr. Fajardo:

This firm represents RTC Properties, Inc. ("RTC"), in connection with the above-referenced matter.

On behalf of RTC, please accept this letter as a formal acknowledgement of RTC's (i) willingness to accept the cash out settlement offer in the amount of \$280,600 to resolve any potential liability for the above-referenced site (Operable Unit 2), as more fully described in the letter from Eric J. Wilson dated March 30, 2017, and (ii) intent to enter into an administrative settlement agreement in substantially the same form as enclosed with said letter.

It is my understanding that EPA will be providing the final form of administrative settlement agreement separately for execution, and that payment of the settlement amount will follow the public notice and comment period, presuming EPA ultimately decides to proceed with the settlement.

Should you have any questions or need anything further in connection with RTC's election to accept the above-referenced cash out settlement, please let me know.



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Lastly, if you have not already done so, please update RTC's contact information on the global mailing list relating to the Diamond Alkali Superfund Site as follows:

**Company**

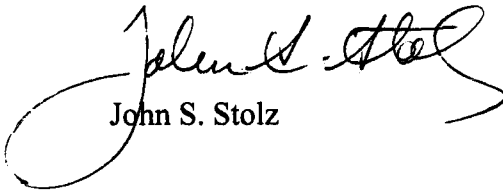
RTC Properties, Inc.  
100 Central Ave., Suite 630  
Kearny, NJ 07032-4696

**Contact Information**

John S. Stolz, Esq.  
Lowenstein Sandler LLP  
65 Livingston Ave.  
Roseland, NJ 07068

Thank you.

Very truly yours,



John S. Stolz

cc: RTC Properties, Inc. (via E-mail)

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